### OCT 2 2 2007

# RESPONSE UNDER 37 C.F.R. § 1.116 EXPEDITED PROCEDURE - EXAMINING GROUP 1700

**PATENT** 

I hereby certify that on the date specified below, this correspondence is being transmitted via facsimile to the

Commissioner for Patents, facsimile number (571) 273-8300

Phoebe E. Pogson

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/760,139

Confirmation No.

: 7218

Applicants: Eric B. Cummings, Yolanda Fintschenko, Blake Simmons

Filed : January 16, 2004 : 1753

Attorney Docket No.: 33532/US

Customer No.

: 27,076

Examiner: Surekha Vathyam

Title

Art Unit

: DIELECTROPHORESIS DEVICE AND METHOD HAVING NON-UNIFORM

ARRAYS FOR MANIPULATING PARTICLES

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### RESPONSE UNDER 37 C.F.R. § 1.116

Sir:

Applicants acknowledge receipt of the Office Action dated July 3, 2007. Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Amendments to the Drawings begin on page 5 of this paper and include both attached replacement sheets and an annotated sheet showing changes.

Remarks begin on page 6 of this paper.